

# **Standing Appropriations Bill House File 2465**

Last Action:  
**House Appropriations  
Committee**  
April 4, 2012

**An Act relating to state and local finances by making and adjusting appropriations, providing for legal responsibilities, and providing for properly related matters, and including effective date and retroactive and other applicability provisions.**

**Fiscal Services Division  
Legislative Services Agency**

## **NOTES ON BILLS AND AMENDMENTS (NOBA)**

Available on line at <http://www.legis.iowa.gov/LSAReports/noba.aspx>

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**FUNDING SUMMARY**

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- Reduces certain General Fund appropriations by a net amount of \$61.9 million in FY 2013 compared to the FY 2013 appropriations levels enacted during the 2011 Legislative Session.

**MAJOR INCREASES, DECREASES, OR TRANSFERS OF EXISTING PROGRAMS**

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- Reduces the FY 2013 standing appropriation for the Legislative Branch by \$2.2 million. Page 1, Line 3
- Limits FY 2013 standing General Fund appropriations as follows: Page 1, Line 11
  - \$375,000 to the Department of Cultural Affairs (DCA) for operational support and community cultural grants.
  - \$728,000 to the Department of Economic Development (DED) for regional tourism marketing.
  - \$154,000 to the Department of Public Health (DPH) for the Center for Congenital and Inherited Disorders Central Registry.
  - \$196,000 to the Department of Human Services (DHS) for Primary and Secondary Child Abuse Prevention Programs.
  - \$9.6 million to the Department of Education for Children At-Risk Programs.
  - \$17,000 to the Department of Revenue for tobacco reporting enforcement.
  - \$12.0 million to the Department of Natural Resources for the Resource Enhancement and Protection Fund.
- Transfers a portion of the FY 2012 General Fund surplus to the Taxpayers Trust Fund. Page 2, Line 23

FISCAL IMPACT: The amount of excess funds transferred from the General Fund surplus to the Taxpayers Trust Fund is estimated to be between \$320.0 million and \$330.0 million in FY 2013. Under current law, the excess funds would be transferred to the General Fund.

- Reduces the FY 2013 State aid funding to area education agencies (AEAs) by an additional \$10.0 million (from \$10.0 million to \$20.0 million). Page 3, Line 15
- Reduces departments' General Fund operating appropriations by an estimated \$46.7 million in FY 2013 and other fund appropriations by \$62.0 million. The funds will be replaced with increased receipts from requiring employees to contribute an amount equal to 25.0% of their total health insurance premiums. Page 7, Line 17

**SIGNIFICANT CODE CHANGES**

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- Extends the bona fide retirement exception for licensed health care professionals for two years, from July 2012 to July 2014. Page 2, Line 32
  
  - Requires, beginning in FY 2013, at least 95.0% of preschool foundation aid received by a school district to be used to provide preschool programming to eligible students enrolled in the Program. Page 3, Line 6
  
  - Reduces the FY 2013 State aid funding to AEAs by an additional \$10.0 million (from \$10.0 million to \$20.0 million). In addition to the \$20.0 million State aid reduction for FY 2013, the AEAs have an annual statutory reduction of \$7.5 million. The State aid reduction to AEAs will total \$27.5 million for FY 2013 and will match the FY 2012 total State aid reduction amount. Page 3, Line 15
  
  - Adds AEAs, in addition to school districts, to the requirement of creating quality professional development opportunities and individual professional development plans. Requires each school district and AEA that receives professional development supplement funds to set aside up to 3.0% of the funds for the purpose of compensating substitute teachers to temporarily replace nonpublic teachers located within the school district and AEA boundaries that are required to receive core curriculum professional development. Page 3, Line 26
  
  - Allows school districts to use two-thirds of the early intervention supplement funds beginning in FY 2013 to pay for any additional costs resulting from enactment of education reform legislation during the 2012 Legislative Session. Page 5, Line 15
  
  - Requires the Department of Management (DOM) to reduce the early intervention supplement amounts to school districts to pay for State agency costs of complying with education reform initiatives enacted during the 2012 Legislative Session and requires the adjusted early intervention amount to be included in the calculation of a district's combined district cost. Page 6, Line 16
- FISCAL IMPACT: The estimated FY 2013 early intervention supplement totals \$30.3 million. The DOM will determine how much early intervention supplement will be diverted from school districts to State agencies to pay for costs associated with any education reform initiatives that are passed during the 2012 Legislative Session. Any reductions in the early intervention supplement funds to school districts will result in a reduction in the school district's budget authority.
- Requires all State employees to pay at least 25.0% of the total premium for the plan they select for State group health insurance. The Sections addressing collective bargaining agreements and group health insurance are effective on enactment. Page 7, Line 17

FISCAL IMPACT: This requirement will reallocate, on an annual basis, an estimated \$108.7 million of

health insurance costs from the employer to the employee. Of this amount, \$46.7 million is associated with the General Fund, and \$62.0 million with other funds. This requirement also establishes a process that transfers the increased employee payments back to the State agencies and requires the DOM to reduce appropriations by an equal amount. This Division will reduce General Fund appropriations by an estimated \$46.7 million in FY 2013.

- Makes technical corrective changes to various bills that have passed both the House and the Senate.

Page 10, Line 30

House File 2465 provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section	Description
2	32	4	Amend	97B.52A.1.c.(2).(b)	
3	6	5	Add	256C.4.1.g	
3	15	6	Amend	257.35.7	
3	26	7	Amend	284.6.8	
5	15	10	Amend	256D.2A	
6	12	11	Amend	256D.9	
6	16	12	Add	257.10.11.e	
6	35	13	Add	257.16.5	
7	20	15	Amend	2.40.1.a.(2)	
7	32	16	New	8A.440	
10	32	21	Amend	9B.2.10.a	
11	4	22	Amend Free-form	105.2.8	
11	23	23	Amend Free-form	135C.6.8.a,b	
12	14	24	Amend	144D.3.4	
12	29	25	Amend	152B.2.1.a.(2)	
13	5	26	Amend	152B.3.1.u1	
13	13	27	Amend	152B.3.2	
13	20	28	Amend	152B.4	
13	32	29	Amend Free-form	249A.12.5	
14	14	30	Amend	273.2.3	
14	28	31	Add	321.188.6.c	
14	34	32	Amend Free-form	321.323A.3.c.(1)	
15	7	33	Amend	321.457.2.n.(4)	
15	12	34	Amend Free-form	322.5.6.b.(2)	
15	19	35	Amend	508.37.5.a,c	
16	4	36	Amend	515I.1.2	
16	9	37	Amend	536A.10	
17	1	38	Amend	602.9202.4	
17	9	39	Amend	617.11.3.u1	

1 1 DIVISION I  
 1 2 STANDING APPROPRIATIONS AND RELATED MATTERS

1 3 Section 1. GENERAL ASSEMBLY. The appropriations made  
 1 4 pursuant to section 2.12 for the expenses of the general  
 1 5 assembly and the legislative agencies for the fiscal year  
 1 6 beginning July 1, 2012, and ending June 30, 2013, are reduced  
 1 7 by the following amount:  
 1 8 ..... \$ 2,150,000  
 1 9 Sec. 2. 2011 Iowa Acts, chapter 131, section 42, is amended  
 1 10 to read as follows:

Reduces the FY 2013 standing appropriation for the Legislative Branch by \$2,150,000.  
  
 DETAIL: The FY 2013 Legislative Branch budget is estimated at \$35,900,000. This requirement reduces the budget to \$33,750,000 and represents a decrease of \$2,000,000 compared to FY 2012.

1 11 SEC. 42. LIMITATION OF STANDING APPROPRIATIONS.  
 1 12 Notwithstanding the standing appropriations in the following  
 1 13 designated sections for the fiscal year beginning July 1, 2012,  
 1 14 and ending June 30, 2013, the amounts appropriated from the  
 1 15 general fund of the state pursuant to these sections for the  
 1 16 following designated purposes shall not exceed the following  
 1 17 amounts:

CODE: Limits selected FY 2012 standing appropriations to specified amounts.

1 18 1. For operational support grants and community cultural  
 1 19 grants under section 99F.11, subsection 3, paragraph "d",  
 1 20 subparagraph (1):  
 1 21 ..... \$ 208,351  
 1 22 ..... 374,615

Limits the General Fund appropriation to the Department of Cultural Affairs (DCA) for operational support grants and community cultural grants to \$374,615.

DETAIL: This is an increase of \$166,264 compared to the amount enacted for FY 2013 during the 2011 Legislative Session. The revised FY 2013 appropriation represents a decrease of \$42,087 compared to estimated FY 2012. Iowa Code section 99F.11 funds this Program with wagering tax revenues that are deposited in the General Fund and then appropriated to the DCA.

1 23 2. For regional tourism marketing under section 99F.11,  
 1 24 subsection 3, paragraph "d", subparagraph (2):  
 1 25 ..... \$ 405,153  
 1 26 ..... 728,465

Limits the General Fund appropriation to the Department of Economic Development (DED) for regional tourism marketing to \$728,465.

DETAIL: This is an increase of \$323,312 compared to the amount enacted for FY 2013 during the 2011 Legislative Session. The revised FY 2013 appropriation represents a decrease of \$81,841 compared to estimated FY 2012. Iowa Code section 99F.11 funds this Program with wagering tax revenues that are deposited in the General Fund and then appropriated to the Economic Development Authority.

1 27 3. For the center for congenital and inherited disorders  
 1 28 central registry under section 144.13A, subsection 4, paragraph  
 1 29 "a":  
 1 30 ..... \$ 85,560

Limits the General Fund appropriation to the Department of Public Health (DPH) for the Center for Congenital and Inherited Disorders Central Registry to \$153,838.

1 31 153,838

DETAIL: This is an increase of \$68,278 compared to the amount enacted for FY 2013 during the 2011 Legislative Session. The revised FY 2013 appropriation represents a decrease of \$17,283 compared to estimated FY 2012.

1 32 4. For primary and secondary child abuse prevention  
1 33 programs under section 144.13A, subsection 4, paragraph "a":  
1 34 .....\$ 108,886  
1 35 195,777

Limits the General Fund appropriation to the Department of Human Services (DHS) for Primary and Secondary Child Abuse Prevention Programs to \$195,777.

DETAIL: This is an increase of \$86,891 compared to the amount enacted for FY 2013 during the 2011 Legislative Session. The revised FY 2013 appropriation represents a decrease of \$21,995 compared to estimated FY 2012.

2 1 5. For programs for at-risk children under section 279.51:  
2 2 .....\$ 5,364,446  
2 3 9,645,273  
2 4 The amount of any reduction in this subsection shall be  
2 5 prorated among the programs specified in section 279.51,  
2 6 subsection 1, paragraphs "a", "b", and "c".

Limits the General Fund appropriation to the Department of Education for Children At-Risk Programs to \$9,645,273. Requires the reduction to be prorated among the programs specified in statute that are to receive funding.

DETAIL: This is an increase of \$4,280,827 compared to the amount enacted for FY 2013 during the 2011 Legislative Session. The revised FY 2013 appropriation represents a decrease of \$1,083,618 compared to estimated FY 2012.

2 7 6. For payment for nonpublic school transportation under  
2 8 section 285.2:  
2 9 .....\$ 7,060,931  
2 10 If total approved claims for reimbursement for nonpublic  
2 11 school pupil transportation exceed the amount appropriated in  
2 12 accordance with this subsection, the department of education  
2 13 shall prorate the amount of each approved claim.

This appropriation, for nonpublic school transportation, was limited to \$7,060,931 in SF 533 (Standing Appropriation Act) during the 2011 Legislative Session.

DETAIL: Maintains current Session law.

2 14 7. For the enforcement of chapter 453D relating to tobacco  
2 15 product manufacturers under section 453D.8:  
2 16 .....\$ 9,208  
2 17 16,556

Limits the General Fund appropriation to the Department of Revenue for tobacco reporting enforcement to \$16,556.

DETAIL: This is an increase of \$7,348 compared to the amount enacted for FY 2013 during the 2011 Legislative Session. The revised FY 2013 appropriation represents a decrease of \$1,860 compared to estimated FY 2012.

2 18 8. For the Iowa resources enhancement and protection fund  
2 19 under section 455A.18:  
2 20 .....\$ 12,000,000

Limits the General Fund appropriation to the Department of Natural Resources for the Resource Enhancement and Protection Fund (REAP) to \$12,000,000.

DETAIL: The REAP Fund received an appropriation of \$12,000,000 from the Environmental First Fund for FY 2012. This Bill maintains the same level of funding as provided in FY 2012, but appropriates the funds from the General Fund. This level of funding represents a decrease of \$8,000,000 compared to the standing appropriation specified in statute.

2 21 DIVISION II  
2 22 MISCELLANEOUS PROVISIONS AND APPROPRIATIONS

2 23 Sec. 3. TRANSFER OF MONEYS TO THE TAXPAYERS TRUST FUND  
2 24 — FY 2011-2012. Notwithstanding section 8.55, subsection  
2 25 2, paragraph "a", or any other provision to the contrary,  
2 26 all moneys in excess of the maximum balance in the economic  
2 27 emergency fund after the distribution of the surplus in the  
2 28 general fund of the state at the conclusion of the fiscal year  
2 29 beginning July 1, 2011, and ending June 30, 2012, shall be  
2 30 transferred to the taxpayers trust fund created in section  
2 31 8.57E.

Transfers a portion of the FY 2012 General Fund surplus to the Taxpayers Trust Fund after the required amount is deducted to maximize the balances in Cash Reserve Fund and the Economic Emergency Fund to the statutory level of 10.00% of the adjusted revenue estimate.

FISCAL IMPACT: The amount of excess funds transferred from the General Fund surplus to the Taxpayers Trust Fund is estimated to be between \$320,000,000 and \$330,000,000 in FY 2013. Under current law, the excess funds would be transferred to the General Fund.

2 32 Sec. 4. Section 97B.52A, subsection 1, paragraph c,  
2 33 subparagraph (2), subparagraph division (b), Code 2011, is  
2 34 amended to read as follows:  
2 35 (b) For a member whose first month of entitlement is July  
3 1 2004 or later, but before July ~~2012~~ 2014, covered employment  
3 2 does not include employment as a licensed health care  
3 3 professional by a public hospital as defined in section 249J.3,  
3 4 with the exception of public hospitals governed pursuant to  
3 5 chapter 226.

CODE: Extends the bona fide retirement exception for licensed health care professionals for two years.

DETAIL: Current law allows licensed health care professionals to retire with Iowa Public Employees Retirement System (IPERS) benefits and return to work in one month. The exception sunsets June 30, 2012. This legislation extends the exception for two years.

3 6 Sec. 5. Section 256C.4, subsection 1, Code 2011, is amended  
3 7 by adding the following new paragraph:  
3 8 NEW PARAGRAPH g. For the fiscal year beginning July  
3 9 1, 2012, and each succeeding fiscal year, of the amount of  
3 10 preschool foundation aid received by a school district for a  
3 11 fiscal year in accordance with section 257.16, not less than  
3 12 ninety-five percent shall be passed through to the preschool  
3 13 programming to the eligible students enrolled in the district's  
3 14 approved local program.

CODE: Beginning in FY 2013, requires at least 95.00% of preschool foundation aid received by a school district to be used to provide preschool programming to eligible students enrolled in the Program.

DETAIL: Senate File 533 (Standing Appropriations Act) required that school districts use not more than 5.00% of preschool foundation aid for administering the Program in FY 2012.

3 15 Sec. 6. Section 257.35, subsection 7, Code Supplement 2011,

CODE: Reduces the FY 2013 State aid funding to area education

3 16 is amended to read as follows:

3 17 7. Notwithstanding subsection 1, and in addition to the  
 3 18 reduction applicable pursuant to subsection 2, the state aid  
 3 19 for area education agencies and the portion of the combined  
 3 20 district cost calculated for these agencies for the fiscal year  
 3 21 beginning July 1, 2012, and ending June 30, 2013, shall be  
 3 22 reduced by the department of management by ~~ten~~ twenty million  
 3 23 dollars. The reduction for each area education agency shall be  
 3 24 prorated based on the reduction that the agency received in the  
 3 25 fiscal year beginning July 1, 2003.

agencies (AEAs) by an additional \$10,000,000 (from \$10,000,000 to \$20,000,000).

DETAIL: In addition to the \$20,000,000 State aid reduction for FY 2013, the AEAs have an annual statutory reduction of \$7,500,000. The State aid reduction to AEAs will total \$27,500,000 and will match the FY 2012 total State aid reduction amount.

FISCAL IMPACT: The fiscal impact of the State aid reduction to AEAs will reduce General Fund expenditures by an additional \$10,000,000 in FY 2013 compared to funding previously enacted for FY 2013.

3 26 Sec. 7. Section 284.6, subsection 8, Code Supplement 2011,  
 3 27 is amended to read as follows:

3 28 8. a. For each year in which a school district and an  
 3 29 area education agency receives funds calculated and paid to  
 3 30 school districts and area education agencies for professional  
 3 31 development pursuant to section 257.10, subsection 10, ~~or~~  
 3 32 and section 257.37A, subsection 2, the school district and  
 3 33 area education agency shall create quality professional  
 3 34 development opportunities. The goal for the use of the funds  
 3 35 is to provide one additional contract day or the equivalent  
 4 1 thereof for professional development and use of the funds is  
 4 2 limited to providing professional development to teachers,  
 4 3 including additional salaries for time beyond the normal  
 4 4 negotiated agreement; pay for substitute teachers, professional  
 4 5 development materials, speakers, and professional development  
 4 6 content; and costs associated with implementing the individual  
 4 7 professional development plans. The use of the funds shall  
 4 8 be balanced between school district, attendance center, and  
 4 9 individual professional development plans, or area education  
 4 10 agency and individual professional development plans, as  
 4 11 appropriate, making every reasonable effort to provide equal  
 4 12 access to all teachers.

CODE: Adds AEAs, in addition to school districts, to the requirement of creating quality professional development opportunities and individual professional development plans. Requires each school district and AEA that receives professional development supplement funds to set aside up to 3.00% of the funds for the purpose of compensating substitute teachers to temporarily replace nonpublic teachers located within the school district and AEA boundaries and who are required to receive core curriculum professional development.

DETAIL: The estimated FY 2013 professional development supplement totals \$29,500,000. The estimated amount generated to cover the cost of substitute teachers for the nonpublic schools is \$885,000 in FY 2013. Based on preliminary FY 2011, the ending restricted fund balance for professional development (including model core curriculum) totaled \$24,400,000 for all school districts.

FISCAL IMPACT: This provision will have no fiscal impact on the General Fund.

4 13 b. Each school district and area education agency receiving  
 4 14 funds under section 257.10, subsection 10, or section 257.37A,  
 4 15 subsection 2, shall set aside up to three percent of such  
 4 16 funds for purposes of compensating substitute teachers to  
 4 17 temporarily replace teachers who are employed by accredited  
 4 18 nonpublic schools located within the school district and area  
 4 19 education boundaries and who are required to receive Iowa  
 4 20 core curriculum professional development provided elsewhere  
 4 21 than on accredited nonpublic school property. The substitute  
 4 22 teacher shall be employed to teach only coursework that is  
 4 23 nonsectarian. Funds set aside by a school district and area  
 4 24 education agency pursuant to this paragraph shall be paid on

4 25 a prorated basis to the area education agency providing the  
 4 26 lowa core curriculum professional development to the accredited  
 4 27 nonpublic school teacher. The proration shall be based upon  
 4 28 the amount of the professional development funds calculated and  
 4 29 paid to the school district under section 257.10, subsection  
 4 30 10, and the amount of the professional development funds  
 4 31 calculated and paid to the area education agency under section  
 4 32 257.37A, subsection 2. The area education agency providing  
 4 33 the professional development to an accredited nonpublic  
 4 34 school teacher pursuant to this paragraph shall reimburse  
 4 35 the accredited nonpublic school for the compensation of the  
 5 1 substitute teacher from the professional development funds  
 5 2 available to the agency pursuant to this paragraph. If three  
 5 3 percent of such funds identified in this paragraph are expended  
 5 4 by school districts and area education agencies, this paragraph  
 5 5 requires no further reimbursements.

5 6 Sec. 8. REPEAL. 2012 Iowa Acts, House File 2168, section  
 5 7 5, is repealed.

CODE: Repeals a provision from HF 2168 (Deposit of Public Funds), that allows the Treasurer of State to assess a charge against certain banks to cover the loss of public funds if the public funds are not covered by federal deposit insurance. House File 2168 was enacted by the General Assembly on March 27, 2012.

5 8 Sec. 9. EFFECTIVE UPON ENACTMENT. The following provision  
 5 9 or provisions of this Act, being deemed of immediate  
 5 10 importance, take effect upon enactment:  
 5 11 1. The section of this Act providing for transfer of moneys  
 5 12 to the taxpayers trust fund.

The transfer of the FY 2012 General Fund surplus to the Taxpayer Trust Fund is effective on enactment.

5 13 DIVISION III  
 5 14 IOWA EARLY INTERVENTION BLOCK GRANT PROGRAM EXPENDITURES

5 15 Sec. 10. Section 256D.2A, Code 2011, is amended to read as  
 5 16 follows:  
 5 17 256D.2A PROGRAM FUNDING.  
 5 18 1. For the budget year beginning July 1, 2009, and each  
 5 19 succeeding budget year, a school district shall expend funds  
 5 20 received pursuant to section 257.10, subsection 11, at the  
 5 21 kindergarten through grade three levels to reduce class sizes  
 5 22 to the state goal of seventeen students for every one teacher  
 5 23 and to achieve a higher level of student success in the basic  
 5 24 skills, especially reading. In order to support these efforts,  
 5 25 school districts may expend funds received pursuant to section  
 5 26 257.10, subsection 11, at the kindergarten through grade three  
 5 27 level on programs, instructional support, and materials that  
 5 28 include but are not limited to the following:additional

CODE: Beginning in FY 2013, allows school districts to use two-thirds of the early intervention supplement funds to pay for any additional costs resulting from enactment of education reform legislation during the 2012 Legislative Session.

DETAIL: The estimated FY 2013 early intervention supplement totals \$30,300,000. However, Sections 12 and 13 of the Bill requires that beginning in FY 2013, that a portion of the early intervention supplement funds be repurposed and appropriated to the Department of Management (DOM) for State agency costs associated with complying with education reform initiatives enacted during the 2012 Legislative Session.

FISCAL IMPACT: There is no fiscal impact to the State General Fund.

5 29 licensed instructional staff; additional support for students,  
 5 30 such as before and after school programs, tutoring, and  
 5 31 intensive summer programs; the acquisition and administration  
 5 32 of diagnostic reading assessments; the implementation of  
 5 33 research-based instructional intervention programs for students  
 5 34 needing additional support; the implementation of all-day,  
 5 35 everyday kindergarten programs; and the provision of classroom  
 6 1 teachers with intensive training programs to improve reading  
 6 2 instruction and professional development in best practices  
 6 3 including but not limited to training programs related to  
 6 4 instruction to increase students' phonemic awareness, reading  
 6 5 abilities, and comprehension skills.  
 6 6 2. Notwithstanding subsection 1, for the budget year  
 6 7 beginning July 1, 2012, and each succeeding budget year, a  
 6 8 school district may expend two-thirds of the moneys received  
 6 9 pursuant to section 257.10, subsection 11, to pay for the costs  
 6 10 of complying with education reform legislation enacted by the  
 6 11 Eighty-fourth General Assembly, 2012 session.

6 12 Sec. 11. Section 256D.9, Code 2011, is amended to read as  
 6 13 follows:  
 6 14 256D.9 FUTURE REPEAL.  
 6 15 This chapter is repealed effective July 1, ~~2012~~ 2017.

6 16 Sec. 12. Section 257.10, subsection 11, Code 2011, is  
 6 17 amended by adding the following new paragraph:  
 6 18 NEW PARAGRAPH e. For the budget year beginning July 1,  
 6 19 2012, and succeeding budget years, and after the adjustments  
 6 20 pursuant to paragraphs "b" and "c" have been determined, the  
 6 21 department of management shall reduce the distributions from  
 6 22 the amount generated by the total early intervention supplement  
 6 23 district cost to each school district for the budget year by an  
 6 24 amount equivalent to the amount the department of management  
 6 25 determines is necessary to pay for the state agency costs of  
 6 26 complying with education reform legislation enacted by the  
 6 27 Eighty-fourth General Assembly, 2012 session. For purposes  
 6 28 of the calculation of the combined district cost pursuant to  
 6 29 subsection 8, and the calculation of the additional property

The estimated impact on school districts is currently unknown and will depend on the education reform initiatives enacted and any funding appropriated for those initiatives.

CODE: Extends the repeal date of the Early Intervention Block Grant Program from July 1, 2012, to July 1, 2017.

DETAIL: Although the Program will be repealed under current law, funding for the Program will still be generated through the school aid formula in FY 2013 and future fiscal years. The Legislative Services Agency (LSA) assumes that although the school districts will receive funding for the Program, the school districts will not have the authority to spend those funds. The estimated total of the early intervention supplement is \$30,300,000 in FY 2013.

FISCAL IMPACT: There is no fiscal impact to the State General Fund.

CODE: Beginning in FY 2013, requires the DOM to reduce the early intervention supplement amounts to school districts to pay for State agency costs of complying with education reform initiatives enacted during the 2012 Legislative Session. Specifies that the adjusted early intervention amount will be included in the calculation of a district's combined district cost.

DETAIL: The estimated FY 2013 early intervention supplement totals \$30,300,000. The DOM will determine how much early intervention supplement will be diverted from school districts to State agencies to pay for costs associated with any education reform initiatives that are passed during the 2012 Legislative Session. Any reductions in the early intervention supplement funds to school districts will result in a reduction in the school district's budget authority.

6 30 tax pursuant to section 257.4, for the budget year beginning  
 6 31 July 1, 2012, and succeeding budget years, the total early  
 6 32 intervention supplement district cost shall be equal to the  
 6 33 amount remaining after the reduction made pursuant to this  
 6 34 paragraph.

FISCAL IMPACT: There is no net fiscal impact to the State General Fund. However, beginning in FY 2013, school district early intervention supplement funding will be reduced by an amount that will be determined by the DOM and will be appropriated to the Department. Currently, that amount is unknown and will be predicated on any education reform initiatives enacted during the 2012 Legislative Session.

6 35 Sec. 13. Section 257.16, Code 2011, is amended by adding the  
 7 1 following new subsection:  
 7 2 NEW SUBSECTION 5. There is appropriated from the general  
 7 3 fund of the state to the department of management for the  
 7 4 fiscal year beginning July 1, 2012, and each succeeding fiscal  
 7 5 year, an amount equal to the amount of the early intervention  
 7 6 supplement reduction, determined pursuant to section 257.10,  
 7 7 subsection 11, paragraph "e", for purposes of state agency  
 7 8 compliance with education reform legislation enacted by the  
 7 9 Eighty-fourth General Assembly, 2012 session. Notwithstanding  
 7 10 section 257.10, subsection 11, paragraph "d", the department of  
 7 11 management shall use the moneys appropriated in this subsection  
 7 12 to reimburse state agencies for any costs incurred by the  
 7 13 agency for complying with such legislation.

CODE: Beginning in FY 2013, appropriates early intervention supplement funds generated through the school aid formula to DOM to pay for State agency costs required for complying with education reform initiatives enacted during the 2012 Legislative Session. Requires the Department to reimburse State agencies for costs of compliance.

FISCAL IMPACT: There is no net fiscal impact to the State General Fund. However, beginning in FY 2013, school district early intervention supplement funding will be reduced by an amount that will be determined by the DOM and will be appropriated to the Department. Currently, that amount is unknown and will be predicated on any education reform initiatives enacted during the 2012 Legislative Session.

7 14 Sec. 14. EFFECTIVE UPON ENACTMENT. The section of this  
 7 15 division of this Act amending section 256D.9, being deemed of  
 7 16 immediate importance, takes effect upon enactment.

This Division is effective on enactment.

7 17 DIVISION IV  
 7 18 STATE EMPLOYEE AND ELECTED OFFICIAL PAYMENT OF HEALTH INSURANCE  
 7 19 PREMIUMS

Division IV of this Bill notwithstanding Iowa Code chapter 20, and requires all State employees to pay at least 25.00% of the total premium for the group health insurance plan they select beginning in FY 2013.

FISCAL IMPACT: This requirement would reallocate, on an annual basis, \$108,700,000 of health insurance costs from the employer to the employee. Of this total, \$46,700,000 is associated with the General Fund and \$62,000,000 with other funds.

This Division also establishes a process that transfers the increased employee payments back to the State agencies and requires the DOM to reduce appropriations by an equal amount. This Division will reduce General Fund appropriations by an estimated \$46,700,000 in FY 2013.

7 20 Sec. 15. Section 2.40, subsection 1, paragraph a,  
 7 21 subparagraph (2), Code 2011, is amended to read as follows:

CODE: Requires each member and employee of the General Assembly to pay an amount established by the Legislative Council

7 22 (2) The member shall pay the premium for the plan selected  
 7 23 on the same basis as a full-time state employee excluded from  
 7 24 collective bargaining as provided in chapter 20. However, the  
 7 25 member shall pay a portion of the total premium for the plan  
 7 26 selected in an amount as determined by the legislative council.  
 7 27 The payment amount as determined by the legislative council  
 7 28 shall be at least twenty-five percent of the total premium  
 7 29 for the single or family coverage provided in connection with  
 7 30 the member. The payment amount determined by the legislative  
 7 31 council shall apply to employees of the general assembly.

equivalent to at least 25.00% of the total premium for the plan they select for State group health insurance.

7 32 Sec. 16. NEW SECTION 8A.440 GROUP HEALTH INSURANCE PREMIUM  
 7 33 COSTS.

7 34 1. Collective bargaining agreements entered into pursuant  
 7 35 to chapter 20 for state employees shall provide that a state  
 8 1 employee covered by that agreement who is a member of a  
 8 2 state group health insurance plan for employees of the state  
 8 3 established under chapter 509A shall pay at least twenty-five  
 8 4 percent of the total premium for the single or family coverage  
 8 5 provided in connection with each employee.

8 6 2. A state employee not covered by a collective bargaining  
 8 7 agreement as provided in chapter 20 who is a member of a  
 8 8 state group health insurance plan for employees of the state  
 8 9 established under chapter 509A shall pay the same percentage  
 8 10 of the total premium for such insurance as is paid under the  
 8 11 collective bargaining agreement that covers the greatest number  
 8 12 of state employees in the state government entity employing the  
 8 13 state employee.

CODE: Requires all State collective bargaining agreements to contain a provision that requires State employees to pay an amount equivalent to at least 25.00% of the total premium for the plan they select for State group health insurance. Employees not covered by a collective bargaining agreement are required to pay an amount equivalent to what is required to be paid under the collective bargaining agreement that covers the greatest number of employees.

8 14 Sec. 17. STATEWIDE ELECTED OFFICIALS — GROUP HEALTH  
 8 15 INSURANCE PREMIUM COSTS. A statewide elected official who is  
 8 16 a member of a state group insurance plan for employees of the  
 8 17 state established under chapter 509A shall pay a portion of the  
 8 18 total premium for the plan selected in an amount as determined  
 8 19 by the executive council. The payment amount as determined by  
 8 20 the executive council shall be at least twenty-five percent of  
 8 21 the total premium for the single or family coverage provided in  
 8 22 connection with the elected official.

Requires each statewide elected official to pay an amount established by the Executive Council equivalent to at least 25.00% of the total premium for the plan they select for State group health insurance.

8 23 Sec. 18. GROUP HEALTH INSURANCE PREMIUMS FOR STATE  
 8 24 EMPLOYEES.

8 25 1. a. This subsection does not apply to members of the  
 8 26 general assembly or elected officials who are subject to the  
 8 27 provisions of this division of this Act amending section 2.40  
 8 28 or requiring statewide elected officials to pay a portion of  
 8 29 health insurance premiums.

Requires all State employees, including employees of the Board of Regents and the Judicial Branch, to pay an amount equivalent to at least 25.00% of the total premium for the plan they select for State group health insurance, beginning in FY 2013, until the required payment is addressed in the collective bargaining agreement that applies to the employee. The requirement is applicable regardless of any provision in Iowa Code chapter 20 to the contrary.

8 30 b. For the fiscal year beginning July 1, 2012, each state  
 8 31 employee who is a member of a state group health insurance plan  
 8 32 for state employees established under chapter 509A shall pay at  
 8 33 least 25 percent of the total premium for the single or family  
 8 34 coverage provided in connection with the employee's membership  
 8 35 in the insurance plan.

9 1 c. For the fiscal year beginning July 1, 2012, each person  
 9 2 who is a member of a state group health insurance plan for  
 9 3 employees of the state board of regents and the institutions  
 9 4 under the control of the state board shall pay at least 25  
 9 5 percent of the total premium for the single or family coverage  
 9 6 provided in connection with the person's membership in the  
 9 7 insurance plan.

9 8 d. For the fiscal year beginning July 1, 2012, each judicial  
 9 9 officer or employee of the judicial branch who is a member  
 9 10 of a state group health insurance plan for state employees  
 9 11 established under chapter 509A shall pay at least 25 percent of  
 9 12 the total premium for the single or family coverage provided in  
 9 13 connection with the judicial officer or employee's membership  
 9 14 in the insurance plan.

9 15 e. The requirements in this subsection shall be enforceable  
 9 16 against all applicable employees for the fiscal year beginning  
 9 17 July 1, 2012, notwithstanding any provision of chapter 20 to  
 9 18 the contrary, and shall remain applicable to each such state  
 9 19 employee and person in fiscal years succeeding the fiscal year  
 9 20 specified in this subsection until the requirement implemented  
 9 21 pursuant to section 8A.440 is applicable to the employee or  
 9 22 person.

9 23 2. a. For the fiscal year beginning July 1, 2012,  
 9 24 the portion of the payments made pursuant to subsection  
 9 25 1 attributed to increases in payments as a result of the  
 9 26 percentage requirement implemented pursuant to subsection 1  
 9 27 shall be transferred to the judicial branch or the state agency  
 9 28 charged for the state group health insurance plan premiums of  
 9 29 the judicial officer, employee, or person who made the payment  
 9 30 in lieu of a like amount from the appropriations made to the  
 9 31 judicial branch or the state agency for the fiscal year.

9 32 b. The moneys paid by members or employees of the general  
 9 33 assembly pursuant to section 2.40, as amended by this division  
 9 34 of this Act, for the fiscal year beginning July 1, 2012, are  
 9 35 appropriated to the general assembly in lieu of a like amount  
 10 1 from the appropriations made to the general assembly pursuant  
 10 2 to section 2.12, for the fiscal year.

10 3 c. The moneys paid by statewide elected officials pursuant  
 10 4 to the section of this division of this Act requiring the  
 10 5 officials to pay a portion of the health insurance premium

Requires an amount, equal to the increased payments by the employee as a result of the implementation of the required percentage contribution for State group health insurance, to be transferred to the agency that made the health insurance premium payment. The appropriations to the agency are reduced by an amount equivalent to the transfer.

Requires the DOM, with the assistance of the Department of Administrative Services, Board of Regents, the State Fair Board, the Department of Transportation (DOT), and each community-based corrections department, to file quarterly reports during FY 2013, with the General Assembly and the LSA, regarding the reductions to appropriations.

10 6 costs for the coverage provided to the officials, for the  
 10 7 fiscal year beginning July 1, 2012, are appropriated to the  
 10 8 state agency charged for the state group health insurance plan  
 10 9 premiums of the official who made the payment in lieu of a like  
 10 10 amount from the appropriations made to the state agency for the  
 10 11 fiscal year.

10 12 3. The department of management, with the assistance of the  
 10 13 department of administrative services, state board of regents,  
 10 14 the state fair board, the state department of transportation,  
 10 15 and each judicial district department of correctional services,  
 10 16 shall submit a quarterly report to the general assembly and the  
 10 17 legislative services agency during the fiscal year beginning  
 10 18 July 1, 2012, regarding the reductions to appropriations made  
 10 19 pursuant to subsection 2 during the quarter.

10 20 Sec. 19. APPLICABILITY. The section of this division  
 10 21 of this Act enacting section 8A.440, applies to collective  
 10 22 bargaining agreements entered into on or after the effective  
 10 23 date of that section of this division of this Act.

The Section requiring collective bargaining agreements to contain a provision that requires employees to pay an amount equivalent to at least 25.00% of the total premium for the plan they select for State group health insurance, and employees not covered by a collective bargaining agreement to pay an equivalent amount, applies to agreements entered into on or after the effective date of this provision.

10 24 Sec. 20. EFFECTIVE UPON ENACTMENT. The following sections  
 10 25 of this division of this Act, being deemed of immediate  
 10 26 importance, take effect upon enactment:  
 10 27 1. The section of this Act enacting section 8A.440.  
 10 28 2. The section of this Act relating to group health  
 10 29 insurance premiums for state employees.

The Sections of this Bill addressing collective bargaining agreements and group health insurance are effective on enactment.

10 30 DIVISION V  
 10 31 CORRECTIVE PROVISIONS

10 32 Sec. 21. Section 9B.2, subsection 10, paragraph a, if  
 10 33 enacted by 2012 Iowa Acts, Senate File 2265, section 2, is  
 10 34 amended to read as follows:  
 10 35 a. "Personal appearance" means an act of a party to  
 11 1 physically appear within the presence of a ~~notary public~~  
 11 2 notarial officer at the time the ~~notarization occurs~~ notarial  
 11 3 act is performed.

CODE: Makes a technical correction to SF 2265 relating to notarial acts, fees, and effective date provisions.

11 4 Sec. 22. Section 105.2, subsection 8, Code Supplement 2011,  
 11 5 as amended by 2012 Iowa Acts, House File 2285, section 1, if  
 11 6 enacted, is amended to read as follows:  
 11 7 8. "Hydronic" means a heating or cooling system that  
 11 8 transfers heating or cooling by circulating fluid through  
 11 9 a closed system, including boilers, pressure vessels,

CODE: Makes a technical correction to HF 2285 relating to the definition of hydronic for the purposes of plumber, mechanical professional, and contractor licensing.

11 10 refrigerated equipment in connection with chilled water  
 11 11 systems, all steam piping, hot or chilled water piping together  
 11 12 with all control devices and accessories, installed as part  
 11 13 of, or in connection with, any heating or cooling system or  
 11 14 appliance whose primary purpose is to provide comfort using  
 11 15 a liquid, water, or steam as the heating or cooling media.  
 11 16 "Hydronic" includes all low-pressure and high-pressure systems  
 11 17 and all natural, propane, liquid propane, or other gas lines  
 11 18 associated with any component of a hydronic system. For  
 11 19 purposes of this definition, "primary purpose is to provide  
 11 20 comfort" means a system or appliance in which at least fifty-one  
 11 21 percent of the capacity generated by its operation, on an  
 11 22 annual average, is dedicated to comfort heating or cooling.

11 23 Sec. 23. Section 135C.6, subsection 8, paragraphs a and  
 11 24 b, Code 2011, as amended by 2012 Iowa Acts, Senate File 2247,  
 11 25 section 15, are amended to read as follows:

11 26 a. Residential programs providing care to not more than  
 11 27 four individuals and receiving moneys appropriated to the  
 11 28 department of human services under provisions of a federally  
 11 29 approved home and community-based services waiver for persons  
 11 30 with an intellectual ~~disabilities~~ disability or other medical  
 11 31 assistance program under chapter 249A. In approving a  
 11 32 residential program under this paragraph, the department of  
 11 33 human services shall consider the geographic location of the  
 11 34 program so as to avoid an overconcentration of such programs  
 11 35 in an area. In order to be approved under this paragraph,  
 12 1 a residential program shall not be required to involve the  
 12 2 conversion of a licensed residential care facility for persons  
 12 3 with an intellectual disability.

12 4 b. Not more than forty residential care facilities for  
 12 5 persons with an intellectual disability that are licensed  
 12 6 to serve not more than five individuals may be authorized  
 12 7 by the department of human services to convert to operation  
 12 8 as a residential program under the provisions of a medical  
 12 9 assistance home and community-based services waiver for persons  
 12 10 with an intellectual ~~disabilities~~ disability. A converted  
 12 11 residential program operating under this paragraph is subject  
 12 12 to the conditions stated in paragraph "a" except that the  
 12 13 program shall not serve more than five individuals.

12 14 Sec. 24. Section 144D.3, subsection 4, as enacted by 2012  
 12 15 Iowa Acts, House File 2165, section 4, is amended to read as  
 12 16 follows:

12 17 4. In the absence of actual notice of the revocation  
 12 18 of a POST form, a health care provider, hospital, health

CODE: Makes technical corrections to SF 2247 relating to terminology changes in Iowa code referencing mental retardation.

CODE: Makes a technical correction to HF 2165 relating to physician orders for scopes of treatment.

12 19 care facility, or any other person who complies with a POST  
 12 20 form shall not be subject to civil or criminal liability or  
 12 21 professional disciplinary action for actions taken under  
 12 22 this chapter which are in accordance with reasonable medical  
 12 23 standards. A health care provider, hospital, health care  
 12 24 facility, or other person against whom criminal or civil  
 12 25 liability or professional disciplinary action is asserted  
 12 26 because of conduct in compliance with this chapter may  
 12 27 interpose the restriction on liability in this ~~paragraph~~  
 12 28 subsection as an absolute defense.

CODE: Makes a technical correction to SF 2248 relating to professionals authorized to prescribe respiratory care services.

12 29 Sec. 25. Section 152B.2, subsection 1, paragraph a,  
 12 30 subparagraph (2), Code 2011, as amended by 2012 Iowa Acts,  
 12 31 Senate File 2248, section 2, if enacted, is amended to read as  
 12 32 follows:  
 12 33 (2) Direct and indirect respiratory care services including  
 12 34 but not limited to the administration of pharmacological and  
 12 35 diagnostic and therapeutic agents related to respiratory  
 13 1 care procedures necessary to implement a treatment, disease  
 13 2 prevention, pulmonary rehabilitative, or diagnostic regimen  
 13 3 prescribed by a licensed physician; or surgeon; or a qualified  
 13 4 health care professional prescriber.

CODE: Makes a technical correction to SF 2248 relating to professionals authorized to prescribe respiratory care services.

13 5 Sec. 26. Section 152B.3, subsection 1, unnumbered paragraph  
 13 6 1, Code 2011, as amended by 2012 Iowa Acts, Senate File 2248,  
 13 7 section 5, if enacted, is amended to read as follows:  
 13 8 The performance of respiratory care shall be in accordance  
 13 9 with the prescription of a licensed physician; or surgeon; or  
 13 10 a qualified health care professional prescriber and includes  
 13 11 but is not limited to the diagnostic and therapeutic use of the  
 13 12 following:

CODE: Makes a technical correction to SF 2248 relating to professionals authorized to prescribe respiratory care services.

13 13 Sec. 27. Section 152B.3, subsection 2, Code 2011, as amended  
 13 14 by 2012 Iowa Acts, Senate File 2248, section 6, if enacted, is  
 13 15 amended to read as follows:  
 13 16 2. A respiratory care practitioner may transcribe and  
 13 17 implement a written or verbal order from a licensed physician;  
 13 18 or surgeon; or a qualified health care professional prescriber  
 13 19 pertaining to the practice of respiratory care.

CODE: Makes a technical correction to SF 2248 relating to professionals authorized to prescribe respiratory care services.

13 20 Sec. 28. Section 152B.4, Code 2011, as amended by 2012 Iowa  
 13 21 Acts, Senate File 2248, section 7, if enacted, is amended to  
 13 22 read as follows:  
 13 23 152B.4 LOCATION OF RESPIRATORY CARE.  
 13 24 The practice of respiratory care may be performed in a  
 13 25 hospital as defined in section 135B.1, subsection 3, and other  
 13 26 settings where respiratory care is to be provided in accordance

13 27 with a prescription of a licensed physician; or surgeon; or a  
 13 28 qualified health care professional prescriber. Respiratory  
 13 29 care may be provided during transportation of a patient and  
 13 30 under circumstances where an emergency necessitates respiratory  
 13 31 care.

13 32 Sec. 29. Section 249A.12, subsection 5, paragraph a,  
 13 33 unnumbered paragraph 1, Code 2011, as amended by 2012 Iowa  
 13 34 Acts, Senate File 2247, section 101, is amended to read as  
 13 35 follows:

14 1 The mental health and disability services commission shall  
 14 2 recommend to the department the actions necessary to assist in  
 14 3 the transition of individuals being served in an intermediate  
 14 4 care facility for persons with an intellectual disability,  
 14 5 who are appropriate for the transition, to services funded  
 14 6 under a medical assistance home and community-based services  
 14 7 waiver for persons with an intellectual disability in a  
 14 8 manner which maximizes the use of existing public and private  
 14 9 facilities. The actions may include but are not limited to  
 14 10 submitting any of the following or a combination of any of the  
 14 11 following as a request for a revision of the medical assistance  
 14 12 home and community-based services waiver for persons with an  
 14 13 intellectual ~~disabilities~~ disability:

14 14 Sec. 30. Section 273.2, subsection 3, Code Supplement 2011,  
 14 15 as amended by 2012 Iowa Acts, Senate File 2203, section 38, if  
 14 16 enacted, is amended to read as follows:

14 17 3. The area education agency board shall furnish  
 14 18 educational services and programs as provided in ~~sections~~  
 14 19 section 273.1, this section, sections 273.3 to 273.9, and  
 14 20 chapter 256B to the pupils enrolled in public or nonpublic  
 14 21 schools located within its boundaries which are on the list of  
 14 22 accredited schools pursuant to section 256.11. The programs  
 14 23 and services provided shall be at least commensurate with  
 14 24 programs and services existing on July 1, 1974. The programs  
 14 25 and services provided to pupils enrolled in nonpublic schools  
 14 26 shall be comparable to programs and services provided to pupils  
 14 27 enrolled in public schools within constitutional guidelines.

14 28 Sec. 31. Section 321.188, subsection 6, paragraph c, if  
 14 29 enacted by 2012 Iowa Acts, House File 2403, section 1, is  
 14 30 amended to read as follows:

14 31 c. An applicant who obtains a skills test waiver under this  
 14 32 subsection shall take and successfully pass the knowledge test  
 14 33 required pursuant to subsection 2 1.

14 34 Sec. 32. Section 321.323A, subsection 3, paragraph c,

CODE: Makes a technical correction to SF 2247 relating to terminology changes in statutory references to mental retardation.

CODE: Makes a technical correction to SF 2203 relating to nonsubstantive statutory corrections and effective date revisions.

CODE: Makes a technical correction to HF 2403 relating to requirements for a commercial driver's license for persons transitioning from military service.

CODE: Makes a technical correction to HF 2228 relating to

<p>14 35 subparagraph (1), if enacted by 2012 Iowa Acts, House File  15 1 2228, section 3, is amended to read as follows:  15 2 (1) For a violation causing damage to the property of  15 3 another person, but not resulting in bodily injury <u>to</u> or  15 4 death of <del>to</del> another person, the department shall suspend the  15 5 violator's driver's license or operating privileges for ninety  15 6 days.</p>	<p>requirements for a motor vehicle operator to have control of the vehicle  at all times and to change lanes or reduce speed in specific situations.</p>
<p>15 7 Sec. 33. Section 321.457, subsection 2, paragraph n,  15 8 subparagraph (4), if enacted by 2012 Iowa Acts, House File  15 9 2428, section 1, is amended to read as follows:  15 10 (4) For purposes of this paragraph "n", "full trailer" means  15 11 as defined in 49 C.F.R. § <del>390</del> <u>390.5</u>.</p>	<p>CODE: Makes a technical correction to HF 2428 relating to movement  of certain combinations of vehicles on economic export corridors  established by the DOT.</p>
<p>15 12 Sec. 34. Section 322.5, subsection 6, paragraph b,  15 13 subparagraph (2), if enacted by 2012 Iowa Acts, Senate File  15 14 2249, section 4, is amended to read as follows:  15 15 (2) The state in which the person is licensed as a motor  15 16 vehicle dealer allows a motor vehicle dealer licensed in Iowa  15 17 to be issued a permit substantially similar to the temporary  15 18 permit authorized under this <del>section</del> <u>subsection</u>.</p>	<p>CODE: Makes a technical correction to SF 2249 relating to motor  vehicle dealers at events and the definition of travel trailers for the  purpose of dealer requirements.</p>
<p>15 19 Sec. 35. Section 508.37, subsection 5, paragraph c, Code  15 20 2011, as amended by 2012 Iowa Acts, Senate File 2203, section  15 21 105, if enacted, is amended to read as follows:  15 22 c. The adjusted premiums for a policy providing term  15 23 insurance benefits by rider or supplemental policy provision  15 24 shall be equal to (1) the adjusted premiums for an otherwise  15 25 similar policy issued at the same age without such term  15 26 insurance benefits, increased during the period for which  15 27 premiums for such term insurance benefits are payable,  15 28 by (2) the adjusted premiums for such term insurance, the  15 29 foregoing items (1) and (2) being calculated separately and  15 30 as specified in paragraphs "a" and "b" of this subsection  15 31 except that, for the purposes of <del>of</del> paragraph "a", subparagraph  15 32 (1), subparagraph divisions (b), (c), and (d), the amount of  15 33 insurance or equivalent uniform amount of insurance used in  15 34 the calculation of the adjusted premiums referred to in item  15 35 (2) in this paragraph shall be equal to the excess of the  16 1 corresponding amount determined for the entire policy over the  16 2 amount used in the calculation of the adjusted premiums in item  16 3 (1) in this paragraph.</p>	<p>CODE: Makes a technical correction to SF 2203 relating to  nonsubstantive statutory corrections and effective dates.</p>
<p>16 4 Sec. 36. Section 515I.1, subsection 2, if enacted by 2012  16 5 Iowa Acts, House File 2145, section 1, is amended to read as  16 6 follows:  16 7 2. This <del>division</del> <u>chapter</u> shall be liberally construed to</p>	<p>CODE: Makes a technical correction to HF 2145 relating to regulations,  penalties, provisions, and repeals to permit access to surplus lines  insurance in Iowa.</p>

16 8 promote these purposes.

16 9 Sec. 37. Section 536A.10, Code 2011, as amended by 2012 Iowa  
16 10 Acts, Senate File 2203, section 139, if enacted, is amended to  
16 11 read as follows:

16 12 536A.10 ISSUANCE OF LICENSE.

16 13 1.—~~If The superintendent shall approve the application and~~  
16 14 ~~issue to the applicant a license to engage in the industrial~~  
16 15 ~~loan business in accordance with the provisions of this~~  
16 16 ~~chapter, if~~ the superintendent shall find:

16 17 a. That the financial responsibility, experience, character  
16 18 and general fitness of the applicant and of the officers  
16 19 thereof are such as to command the confidence of the community,  
16 20 and to warrant the belief that the business will be operated  
16 21 honestly, fairly and efficiently within the purpose of this  
16 22 chapter;

16 23 b. That a reasonable necessity exists for a new industrial  
16 24 loan company in the community to be served;

16 25 c. That the applicant has available for the operation of the  
16 26 business at the specified location paid-in capital and surplus  
16 27 as required by section 536A.8; and

16 28 d. That the applicant is a corporation organized for  
16 29 pecuniary profit under the laws of the state of Iowa.

16 30 2.—~~The superintendent shall approve the application and~~  
16 31 ~~issue to the applicant a license to engage in the industrial~~  
16 32 ~~loan business in accordance with the provisions of this~~  
16 33 ~~chapter.~~ The superintendent shall approve or deny an  
16 34 application for a license within one hundred twenty days from  
16 35 the date of the filing of such application.

CODE: Makes a technical correction to SF 2203 relating to  
nonsubstantive statutory corrections and effective dates.

17 1 Sec. 38. Section 602.9202, subsection 4, Code 2011, as  
17 2 amended by 2012 Iowa Acts, Senate File 2285, section 106, is  
17 3 amended to read as follows:

17 4 4. "Senior judge retirement age" means seventy-eight years  
17 5 of age or, if the senior judge is reappointed as a senior judge  
17 6 for an additional one-year term upon attaining seventy-eight  
17 7 years of age, and then to a succeeding one-year term, pursuant  
17 8 to section 602.9203, eighty years of age.

CODE: Makes a technical correction to SF 2285 relating to statutory  
corrections.

17 9 Sec. 39. Section 617.11, subsection 3, unnumbered paragraph  
17 10 1, if enacted by 2012 Iowa Acts, House File 2370, section 1, is  
17 11 amended to read as follows:

17 12 If a claim of interest against the property is acquired prior  
17 13 to the indexing of a petition or municipal infraction citation  
17 14 affecting real estate and filed by a city and such claim is  
17 15 not indexed or filed of record prior to the indexing of the

CODE: Makes a technical correction to HF 2370 relating to real estate  
and mortgage foreclosure civil actions.

17 16 petition or citation, it is subject to the pending action  
17 17 as provided in subsection 1, unless either of the following  
17 18 occurs:

17 19 Sec. 40. EFFECTIVE DATE. The section of this division of  
17 20 this Act amending section 9B.2, subsection 10, paragraph a,  
17 21 takes effect January 1, 2013.

The Section making a technical correction to SF 2265 relating to notarial acts, fees, and effective date provisions is effective on January 1, 2013.

17 22 Sec. 41. EFFECTIVE UPON ENACTMENT. The section of this  
17 23 division of this Act amending section 105.2, subsection  
17 24 8, being deemed of immediate importance, takes effect upon  
17 25 enactment.

The Section making a technical correction to HF 2285 relating to the definition of hydronic for the purposes of plumber, mechanical professional, and contractor licensing is effective on enactment.

17 26 Sec. 42. RETROACTIVE APPLICABILITY. The section of this  
17 27 division of this Act amending section 105.2, subsection 8,  
17 28 applies retroactively to the effective date of 2012 Iowa Acts,  
17 29 House File 2285.

The Section making the technical correction to HF 2285 relating to the definition of hydronic for the purposes of plumber, mechanical professional, and contractor licensing is effective retroactively to March 29, 2012.

17 30 Sec. 43. EFFECTIVE UPON ENACTMENT. The section of this  
17 31 division of this Act amending section 322.5, subsection 6,  
17 32 paragraph "b", subparagraph (2), being deemed of immediate  
17 33 importance, takes effect upon enactment.

The Section making a technical correction to SF 2249 relating to a motor vehicle dealers at events and the definition of travel trailers for the purpose of dealer requirements is effective on enactment.

17 34 Sec. 44. RETROACTIVE APPLICABILITY. The section of this  
17 35 division of this Act amending section 322.5, subsection 6,  
18 1 paragraph "b", subparagraph (2), applies retroactively to the  
18 2 effective date of 2012 Iowa Acts, Senate File 2249.

The Section making a technical correction for SF 2249 is effective retroactively to the date SF 2249 becomes enacted.

18 3 Sec. 45. EFFECTIVE UPON ENACTMENT. The section of this  
18 4 division of this Act amending section 515I.1, subsection  
18 5 2, being deemed of immediate importance, takes effect upon  
18 6 enactment.

The Section making a technical correction to HF 2145 relating to regulations, penalties, provisions, and repeals to permit access to surplus lines insurance in Iowa is effective on enactment.

18 7 Sec. 46. RETROACTIVE APPLICABILITY. The section of this  
18 8 division of this Act amending section 515I.1, subsection 2,  
18 9 applies retroactively to the effective date of 2012 Iowa Acts,  
18 10 House File 2145.

The Section making a technical correction to HF 2145 is effective retroactively to the date HF 2145 was enacted (March 29, 2012).

## Summary Data General Fund

	Actual FY 2011 <u>(1)</u>	Estimated FY 2012 <u>(2)</u>	Enacted FY 2013 <u>(3)</u>	House Approp FY 2013 <u>(4)</u>	FY 2013 House Approp Total <u>(5)</u>	House Appr vs FY 12 Est <u>(6)</u>
Unassigned Standings	\$ 2,490,940,807	\$ 2,672,632,221	\$ 2,721,281,604	\$ -61,917,080	\$ 2,659,364,524	\$ -13,267,697
<b>Grand Total</b>	<u>\$ 2,490,940,807</u>	<u>\$ 2,672,632,221</u>	<u>\$ 2,721,281,604</u>	<u>\$ -61,917,080</u>	<u>\$ 2,659,364,524</u>	<u>\$ -13,267,697</u>

## Unassigned Standings General Fund

	Actual FY 2011 (1)	Estimated FY 2012 (2)	Enacted FY 2013 (3)	House Approp FY 2013 (4)	FY 2013 House Approp Total (5)	House Appr vs FY 12 Est (6)
<b><u>Cultural Affairs, Dept. of</u></b>						
Cultural Affairs, Dept. of						
County Endowment Funding - DCA Grants	\$ 443,300	\$ 416,702	\$ 208,351	\$ 166,264	\$ 374,615	\$ -42,087
<b>Total Cultural Affairs, Dept. of</b>	<b>\$ 443,300</b>	<b>\$ 416,702</b>	<b>\$ 208,351</b>	<b>\$ 166,264</b>	<b>\$ 374,615</b>	<b>\$ -42,087</b>
<b><u>Economic Development Authority</u></b>						
Economic Development Authority						
Tourism Marketing - Adjusted Gross Receipts	\$ 856,229	\$ 810,306	\$ 405,153	\$ 323,312	\$ 728,465	\$ -81,841
<b>Total Economic Development Authority</b>	<b>\$ 856,229</b>	<b>\$ 810,306</b>	<b>\$ 405,153</b>	<b>\$ 323,312</b>	<b>\$ 728,465</b>	<b>\$ -81,841</b>
<b><u>Education, Dept. of</u></b>						
Education, Dept. of						
Child Development	\$ 11,493,891	\$ 10,728,891	\$ 5,364,446	\$ 4,280,827	\$ 9,645,273	\$ -1,083,618
State Foundation School Aid	2,444,144,299	2,624,519,013	2,659,200,000	-10,000,000	2,649,200,000	24,680,987
<b>Total Education, Dept. of</b>	<b>\$ 2,455,638,190</b>	<b>\$ 2,635,247,904</b>	<b>\$ 2,664,564,446</b>	<b>\$ -5,719,173</b>	<b>\$ 2,658,845,273</b>	<b>\$ 23,597,369</b>
<b><u>Legislative Branch</u></b>						
Legislative Services Agency						
Legislative Branch	\$ 33,583,681	\$ 35,750,000	\$ 35,900,000	\$ -2,150,000	\$ 33,750,000	\$ -2,000,000
<b>Total Legislative Branch</b>	<b>\$ 33,583,681</b>	<b>\$ 35,750,000</b>	<b>\$ 35,900,000</b>	<b>\$ -2,150,000</b>	<b>\$ 33,750,000</b>	<b>\$ -2,000,000</b>
<b><u>Public Health, Dept. of</u></b>						
Public Health, Dept. of						
Congenital & Inherited Disorders Registry	\$ 182,044	\$ 171,121	\$ 85,560	\$ 68,278	\$ 153,838	\$ -17,283
<b>Total Public Health, Dept. of</b>	<b>\$ 182,044</b>	<b>\$ 171,121</b>	<b>\$ 85,560</b>	<b>\$ 68,278</b>	<b>\$ 153,838</b>	<b>\$ -17,283</b>
<b><u>Human Services, Dept. of</u></b>						
Assistance						
Child Abuse Prevention	\$ 217,772	\$ 217,772	\$ 108,886	\$ 86,891	\$ 195,777	\$ -21,995
<b>Total Human Services, Dept. of</b>	<b>\$ 217,772</b>	<b>\$ 217,772</b>	<b>\$ 108,886</b>	<b>\$ 86,891</b>	<b>\$ 195,777</b>	<b>\$ -21,995</b>

## Unassigned Standings General Fund

	Actual FY 2011 <u>(1)</u>	Estimated FY 2012 <u>(2)</u>	Enacted FY 2013 <u>(3)</u>	House Approp FY 2013 <u>(4)</u>	FY 2013 House Approp Total <u>(5)</u>	House Appr vs FY 12 Est <u>(6)</u>
<b><u>Management, Dept. of</u></b>						
Management, Dept. of						
Health Care-Employee Contribution	\$ 0	\$ 0	\$ 0	\$ -46,700,000	\$ -46,700,000	\$ -46,700,000
<b>Total Management, Dept. of</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ -46,700,000</b>	<b>\$ -46,700,000</b>	<b>\$ -46,700,000</b>
<b><u>Natural Resources, Dept. of</u></b>						
Natural Resources						
REAP GF Standing	\$ 0	\$ 0	\$ 20,000,000	\$ -8,000,000	\$ 12,000,000	\$ 12,000,000
<b>Total Natural Resources, Dept. of</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 20,000,000</b>	<b>\$ -8,000,000</b>	<b>\$ 12,000,000</b>	<b>\$ 12,000,000</b>
<b><u>Revenue, Dept. of</u></b>						
Revenue, Dept. of						
Tobacco Reporting Requirements	\$ 19,591	\$ 18,416	\$ 9,208	\$ 7,348	\$ 16,556	\$ -1,860
<b>Total Revenue, Dept. of</b>	<b>\$ 19,591</b>	<b>\$ 18,416</b>	<b>\$ 9,208</b>	<b>\$ 7,348</b>	<b>\$ 16,556</b>	<b>\$ -1,860</b>
<b>Total Unassigned Standings</b>	<b>\$ 2,490,940,807</b>	<b>\$ 2,672,632,221</b>	<b>\$ 2,721,281,604</b>	<b>\$ -61,917,080</b>	<b>\$ 2,659,364,524</b>	<b>\$ -13,267,697</b>

## Summary Data

### Other Fund

	Actual FY 2011 (1)	Estimated FY 2012 (2)	Enacted FY 2013 (3)	House Approp FY 2013 (4)	FY 2013 House Approp Total (5)	House Appr vs FY 12 Est (6)
Unassigned Standings	\$ 0	\$ 0	\$ 0	\$ -62,000,000	\$ -62,000,000	\$ -62,000,000
<b>Grand Total</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ -62,000,000</b>	<b>\$ -62,000,000</b>	<b>\$ -62,000,000</b>

## Unassigned Standings

Other Fund

	Actual FY 2011 <u>(1)</u>	Estimated FY 2012 <u>(2)</u>	Enacted FY 2013 <u>(3)</u>	House Approp FY 2013 <u>(4)</u>	FY 2013 House Approp Total <u>(5)</u>	House Appr vs FY 12 Est <u>(6)</u>
<u>Management, Dept. of</u>						
Management, Dept. of Health Care - Employee Contribution (OF)	\$ 0	\$ 0	\$ 0	\$ -62,000,000	\$ -62,000,000	\$ -62,000,000
<b>Total Management, Dept. of</b>	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ -62,000,000</u>	<u>\$ -62,000,000</u>	<u>\$ -62,000,000</u>
<b>Total Unassigned Standings</b>	<u><u>\$ 0</u></u>	<u><u>\$ 0</u></u>	<u><u>\$ 0</u></u>	<u><u>\$ -62,000,000</u></u>	<u><u>\$ -62,000,000</u></u>	<u><u>\$ -62,000,000</u></u>